

**NEW YORK SOUTHERN DISTRICT BANKRUPTCY COURT**  
**ONE BOWLING GREEN**  
**NEW YORK, N.Y. 10004-1408**

8/10/2012

**MOTION RELIEF PETITION FROM GMAC AUTO STAY TO CONTINUE CA. CIVIL CASE**  
**FOR CAUSED PERSONAL INJURY WITH CAUSES OF ACTION**

**CASE: 12-12020 GMAC - DOC# 1026**

**JUDGE GLENN - HEARING ON 8/29/2012 10:am**

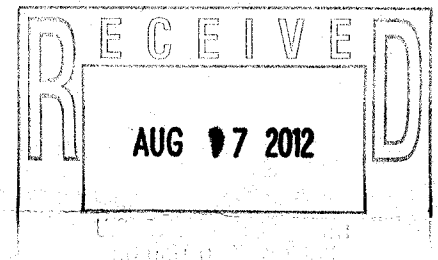
**DEFENDANT NOTIFIED VIA CERTIFIED MAIL -**

*proof of service filed on case.*

- 1- GMAC CAUSED HARM TO ME BY KNOWINGLY USING ABUSIVE MEANS TO VACATE ME FROM OUR HOME CUASING PERSONAL INJURY & HARM.
- 2- MANY TIMES GMAC WAS TOLD OF HOW THESE ACTIONS WERE AFFECTING ME.
- 3- DURING AND AFTER MODIFICATION INCLUDING RECENTLY, GMAC THREATENED ME MY WIFE & TWO KIDS TO PUT ME OUT OF MY HOME.
- 4- CRYING I ASKED WHY & WHERE WAS I GOING TO GO. GAMC SAID THAT WAS MY PROBLEM.
- 5- AS I SAW GMAC INSISTANCE ON VACATING US FROM OUR HOME, I PROCEEDED TO INFORM GMAC I HAD ALL RECIEPT FOR EACH MORTGAGE PAYMENT & WOULD MAKE THEM AVAILABLE SHOWING NO PAYMENT WAS EVER MISSED, THEY DECLINED THEM.
- 6- PROOF OF PAYMENTS WERE SENT TO GMAC TO NO AVAIL.
- 7- GMAC CALLS NEVER CEASED DEMANDING PAYMENTS ALREADY MADE.
- 8- WITHOUT MOTIVE GMAC PROCEEDED TO ADVISE ME OF SHORT SALE OF HOME.
- 9- GMAC INSITED IN GROSSLY EXAGGERATING AMOUNT OWED THOUGH ALL PAYMENT MADE.
- 10- GMAC INFORMED ME HOME WOULD SOON GO INTO FORECLOSURE.
- 11- GMAC INFORMED ME BY LETTER LOAN WAS IN DEFAULT BUT NO EVIDENCE OF SUCH.
- 12- WITHOUT RECORSE MY CONDITION KEPT DETERIORATING, WITH SEVERE DEPRESSION, STRESS, HIGH BLOOD PRESSURE.
- 13- DOCTORS WERE ASKING WHAT WAS CAUSING SUCH DETERIORATING CONDITION.
- 14- EVEN UNDER THREAT OF LEGAL ACTION GMAC WOULD NOT DESIST.
- 15- ONLY NOW WITH ACTION HAS GMAC'S CALLS HAVE STOPPED. TOO LITTLE TOO LATE.
- 16- I ASKED GMAC TO CURE CONDITION CAUSED TO NO AVAIL
- 17- DUE TO DEPRESSION MARITAL PROBLEMS AROSE. SEXUAL DISFUNCTION FOR WHICH I AM & WILL BE TREATED.
- 18- I ASK TO BE GIVEN THE OPORTUNITY TO SHOW GMAC ACTIONS HAVE BEEN DETREMENTAL PROVOQUING MY CONDITION.
- 20- PERSONAL INJURY WAS CAUSED BY CAUSING NUMEROUS HOPITALIZATION THAT KEPT ME AWAY FROM MY FAMILY.
- 21- THIS SHOULD NOT BE DONE TO A HUMAN BEING.
- 22- I HEARD OF OTHER CASES ON TV BUT NONE LIKE THIS.
- 23- I ASK TO BE GIVEN THE OPPORTUNITY TO PRESENT MY CASE IN SUPERIOR COURT IN CA.
- 24- NOW GMAC IS TRYING TO BLANKET THEMSELVES WITH STAY AVOIDING CASE LIABILITY.
- 25- CONFERENCE HEARING IS SET FOR NOVEMBER 5<sup>TH</sup> WITH JUDGE MOSS.
- 26- I REQUEST CASE CONTINUANCE BE GRANTED ON MOTION FOR RELIEF FROM AUTOMATIC STAY ON ALL 4 COURSES OF ACTIONS.

**JULIO PICHARDO - PETITIONER**

*Julio Pichardo*



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**JUDGE GLENN; PLEASE GRANT MY INITIAL REQUEST FOR FEE WAIVER AS I AM NOT  
ABLE TO COVER COSTS AS I AM ON A \$954.00 A MONTH OF SOCIAL SECURITY.  
PLEASE NOTE I SENT WAIVER GRANTED TO SHOW I DON'T HAVE THE FINANCIAL MEANS.**

**ENCLOSED PLEASE FIND GMAC ABUSIVE MEANS INFLECTING HARM WITHOUT MOTIVE.  
PLEASE ALLOW ME TO PRESENT GMAC'S IRREPARABLE HARM DONE TO ME AT COURT.**

**THANK YOU FOR YOUR PATIENCE.**

**SORRY FOR THE INCOVENIENCE**

**JULIO PICHARDO  
PETITIONER**

*Julio Pichardo*

